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SECOND REGULAR SESSION
SIXTY-THIRD LEGISLATURE

TWENTY-FOURTH LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 3, 2016

Senate Chamber

President Little called the Senate to order at 11 a.m.

Roll call showed all members present except Senator McKenzie, absent and formally excused by the Chair.

Prayer was offered by Father John Worster.

The Pledge of Allegiance was led by Hannah Sturtevant, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 2, 2016, was read and approved as corrected.

LODGE, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

February 3, 2016

The JUDICIARY AND RULES Committee reports that [SCR 135](#), [SCR 136](#), [SCR 137](#), [S 1235](#), [S 1236](#), [S 1237](#), [S 1238](#), [S 1239](#), [S 1240](#), [S 1241](#), [S 1242](#), [S 1243](#), and [S 1244](#) have been correctly printed.

LODGE, Chairman

On request by Senator Bair, granted by unanimous consent, [SCR 135](#), [SCR 136](#), and [SCR 137](#) were referred to the Resources and Environment Committee.

[S 1235](#) was referred to the Judiciary and Rules Committee.

[S 1236](#), [S 1237](#), [S 1238](#), [S 1239](#), [S 1240](#), [S 1241](#), [S 1242](#), [S 1243](#), and [S 1244](#) were referred to the Resources and Environment Committee.

February 2, 2016

The JUDICIARY AND RULES Committee reports that [S 1199](#) and [S 1200](#) have been correctly enrolled.

LODGE, Chairman

The President signed Enrolled [S 1199](#) and [S 1200](#) and ordered them transmitted to the House for the signature of the Speaker.

February 2, 2016

The TRANSPORTATION Committee reports out [S 1229](#) with the recommendation that it do pass.

BRACKETT, Chairman

[S 1229](#) was filed for second reading.

February 2, 2016

The FINANCE Committee reports out [S 1233](#) with the recommendation that it do pass.

KEOUGH, Chairman

[S 1233](#) was filed for second reading.

February 2, 2016

The COMMERCE AND HUMAN RESOURCES Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Megan Ronk as the Director of the Department of Commerce, term to continue at the pleasure of the Governor.

PATRICK, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 2, 2016

The COMMERCE AND HUMAN RESOURCES Committee reports out [S 1202](#) with the recommendation that it do pass.

PATRICK, Chairman

[S 1202](#) was filed for second reading.

February 2, 2016

The EDUCATION Committee reports out [S 1208](#) with the recommendation that it do pass.

MORTIMER, Chairman

[S 1208](#) was filed for second reading.

February 2, 2016

The LOCAL GOVERNMENT AND TAXATION Committee reports out [S 1211](#) with the recommendation that it do pass.

SIDDOWAY, Chairman

[S 1211](#) was filed for second reading.

February 2, 2016

The LOCAL GOVERNMENT AND TAXATION Committee reports it has had under consideration the Gubernatorial appointments listed below and the Committee recommends that said appointments be confirmed by the Senate:

David E. Kinghorn to the Board of Tax Appeals, term to continue at the pleasure of the Governor.

Leland G. Heinrich to the Board of Tax Appeals, term to expire June 30, 2018.

SIDDOWAY, Chairman

The Gubernatorial appointments were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 3, 2016

The LOCAL GOVERNMENT AND TAXATION Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Linda Pike to the Board of Tax Appeals, term to expire June 30, 2017.

SIDDOWAY, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

February 2, 2016

Dear Mr. President:

I transmit herewith [H 384](#), [H 362](#), [H 379](#), [H 359](#), and [H 360](#), which have passed the House.

ALEXANDER, Chief Clerk

[H 384](#), [H 362](#), [H 379](#), [H 359](#), and [H 360](#) were filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

On request by Senator Mortimer, granted by unanimous consent, [SCR 134](#) retained its place on the calendar for one legislative day.

The President announced that the State Affairs Committee report relative to the Gubernatorial appointment of Bob Geddes was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by President Pro Tempore Hill, seconded by Senator Burgoyne, the Gubernatorial appointment of Bob Geddes as the Director of the Department of Administration was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

On request by Senator Davis, granted by unanimous consent, the committee report of the Gubernatorial appointment confirmation of Eric R. Anderson retained its place on the calendar for Monday, February 8, 2016.

The President announced that the Resources and Environment Committee report relative to the Gubernatorial appointment of Daniel A. Blanco was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Nuxoll, seconded by Senator Lacey, the Gubernatorial appointment of Daniel A. Blanco as a member of the Idaho Fish and Game Commission was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Resources and Environment Committee report relative to the Gubernatorial appointment of Derick Eldon Attebury was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lacey, seconded by Senator Mortimer, the Gubernatorial appointment of Derick Eldon Attebury as a member of the Idaho Fish and Game Commission was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Resources and Environment Committee report relative to the Gubernatorial appointment of Louise D. Stark was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Stennett, seconded by Senator Lakey, the Gubernatorial appointment of Louise D. Stark as a member of the Idaho Outfitters and Guides Licensing Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

S 1245

BY TRANSPORTATION COMMITTEE

AN ACT

RELATING TO EMINENT DOMAIN; AMENDING SECTION 7-712, IDAHO CODE, TO PROVIDE THAT THE VALUE OF THE PROPERTY TO BE TAKEN IN AN EMINENT DOMAIN PROCEEDING SHALL NOT INCLUDE CERTAIN INCREASES OR DECREASES IN VALUE AND TO PROVIDE A CORRECT CODE REFERENCE.

S 1246

BY TRANSPORTATION COMMITTEE

AN ACT

RELATING TO THE IDAHO TRANSPORTATION DEPARTMENT; AMENDING SECTION 40-503, IDAHO CODE, TO DELETE PROVISIONS REGARDING BASES

FOR THE REMOVAL OF THE DIRECTOR OF THE IDAHO TRANSPORTATION DEPARTMENT BY THE IDAHO TRANSPORTATION BOARD.

S 1247

BY EDUCATION COMMITTEE

AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-1602, IDAHO CODE, TO PROVIDE AN EXCEPTION TO A TESTING REQUIREMENT AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

S 1248

BY EDUCATION COMMITTEE

AN ACT

RELATING TO PUBLIC CHARTER SCHOOLS; AMENDING SECTION 33-5206, IDAHO CODE, TO REVISE REQUIREMENTS REGARDING CERTAIN WRITTEN CONTRACTS.

S 1249

BY EDUCATION COMMITTEE

AN ACT

RELATING TO THE STEM ACTION CENTER BOARD; AMENDING CHAPTER 8, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-825, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE STEM ACTION CENTER BOARD'S MEETINGS, HONORARIUM AND EXPENSES, AND ORGANIZATION.

S 1250

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO NURSES; AMENDING CHAPTER 14, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-1419, IDAHO CODE, TO ENACT THE ADVANCED PRACTICE REGISTERED NURSE COMPACT.

S 1251

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO THE NURSE LICENSURE COMPACT; REPEALING SECTION 54-1418, IDAHO CODE, RELATING TO THE NURSE LICENSURE COMPACT; AMENDING CHAPTER 14, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-1418, IDAHO CODE, TO ENACT THE NURSE LICENSURE COMPACT; AND PROVIDING AN EFFECTIVE DATE.

S 1252

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO NURSES; AMENDING SECTION 54-1402, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE TECHNICAL CORRECTIONS.

[S 1245](#), [S 1246](#), [S 1247](#), [S 1248](#), [S 1249](#), [S 1250](#), [S 1251](#), and [S 1252](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 384](#), by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

[H 362](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[H 379](#), by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

[H 359](#) and [H 360](#), by Revenue and Taxation Committee, were introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[S 1213](#), by Resources and Environment Committee, was read the second time at length and filed for third reading.

[S 1215](#), by Agricultural Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

[H 365](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—McKenzie. Total - 1.

Total - 35.

Whereupon the President declared [H 365](#) passed, title was approved, and the bill ordered returned to the House.

[S 1216](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Mortimer arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—McKenzie. Total - 1.

Total - 35.

Whereupon the President declared [S 1216](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1217](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Mortimer arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—McKenzie. Total - 1.

Total - 35.

Whereupon the President declared [S 1217](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Davis, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:50 a.m. until the hour of 10:45 a.m., Thursday, February 4, 2016.

BRAD LITTLE, President

Attest: JENNIFER NOVAK, Secretary